

#15

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent application of William R. Shaffer : Attorney Docket No.: 5249-51DI2 (150907)  
Serial No.: 09/828,660 : Group Art Unit: 2183  
Filed: April 6, 2001 : Examiner: Tsai, Henry  
For: Tool Having Honed Cutting Edge

**COMMUNICATION REGARDING REQUEST FOR  
CONTINUED EXAMINATION (RCE)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

A Request for Continued Examination (RCE) is being filed concurrently herewith together with a Petition to Revive an Unintentionally Abandoned Application for the above-identified application.

The RCE requests that a written response to the final action of July 30, 2003 previously submitted on November 20, 2003 be considered. The November 20, 2003 response was filed with a petition for a one (1) month extension of time for responding to the final action, which directed that the extension fee (small entity) of \$55 be charged to Deposit Account 50-0573. A Fee for Claims Form was also submitted with the November 20, 2003 filing directing that the fee of \$43 for claims be charged to Deposit Account 50-0573.

**CERTIFICATE OF MAILING  
UNDER 37 C.F.R. 1.8(a)**

I hereby certify that this paper, along with any paper referred to as being attached or enclosed, is being deposited with the United States Postal Service on the date indicated below, with sufficient postage, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

BY

DATE:

*James M. McAuley*  
*March 10, 2004*

A check in the amount of \$1,470.00 is attached hereto to cover the fees (small entity) of \$665, \$385 and \$420 for the petition to revive, the RCE and that portion of the extension fee that exceeds the \$55 previously submitted with the November 20, 2003 filing. Charge any additional fee, or credit any over-payment made, to Deposit Account 50-0573.

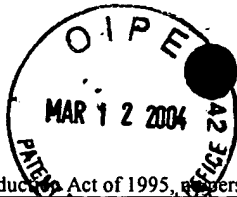
Respectfully submitted,

William R. Shaffer

BY: 

ROBERT E. CANNUSCIO  
Registration No. 36,469  
Drinker Biddle & Reath LLP  
One Logan Square  
18<sup>th</sup> and Cherry Streets  
Philadelphia, PA 19103-6996  
Tel: 215-988-3303  
Fax: 215-988-2757

Attorney for Applicant



PTO/SB/30 (8/2000)

Approved for use through 10/31/2002 OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**REQUEST  
FOR  
CONTINUED EXAMINATION (RCE)  
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,  
provides for continued examination of a utility or plant application  
filed on or after June 8, 1995,  
See the American Inventors Protection Act of 1999 (AIPA)

Application Number	09/828,660
Filing Date	April 6, 2001
First Named Inventor	William R. Shaffer
Group Art Unit	2183
Examiner Name	Tsai, Henry
Attorney Docket Number	5249-51DI2 (150907)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE Practice.

**1. Submission required under 37 C.F.R. § 1.114**

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on November 20, 2003.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s) 03/15/2004 SFELEKE1 00000014 09828660
- iii. ☐ Information Disclosure Statement (IDS) 02 FC:2801 385.00 OP
- iv. ☐ Other

**2. Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other
- a. ☐ The Director is hereby authorized to charge the indicated fees to Deposit Account No. \_\_\_\_\_
- b. ☒ A check in the amount of \$1,470.00 is attached to cover the fees (small entity) of \$385, \$665 and \$420 for the RCE, a Petition to Revive and a portion of extension fees in excess of that previously submitted on November 20, 2003.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)
- d. ☒ Please charge any additional fees, or credit any overpayment made, to Deposit Account No. 50-0573.

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Robert E. Cannuscio	Registration No. (Attorney/Agent)	36,469
Signature	<i>Robert E. Cannuscio</i>	Date	3/10/04

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name (Print/Type)	Laura M. McNeely	Date	3/10/04
Signature	<i>Laura M. McNeely</i>		